



AN ACT REVISING THE LAW RELATING TO CRIMINAL USE OF OFFICIAL POSITION; AND AMENDING SECTION 45-7-103, MCA.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 45-7-103, MCA, is amended to read:

"45-7-103. ~~Compensation for past official behavior~~ Criminal use of office or position. (1) A person ~~An elected official or other public servant~~ commits ~~an~~ the offense ~~under this section~~ of criminal use of office or position if ~~he~~ the person knowingly solicits, accepts, or agrees to accept any pecuniary benefit ~~as compensation accruing to the person, the person's political campaign, or the person's political party for having, as a public servant, given~~ giving or offering to give a decision, opinion, recommendation, or vote favorable to another, for ~~having otherwise exercised~~ exercising or offering to exercise a discretion in another's favor, or for ~~having violated his~~ violating or offering to violate the person's duty. A person commits an offense under this section if ~~he~~ the person knowingly offers, confers, or agrees to confer compensation ~~which that~~ is prohibited by this section.

(2) A person convicted under this section shall be fined an amount not to exceed \$500 or be imprisoned in the county jail for ~~any~~ a term not to exceed 6 months, or both."

- END -

I hereby certify that the within bill,
SB 0331, originated in the Senate.

Secretary of the Senate

President of the Senate

Signed this _____ day
of _____, 2009.

Speaker of the House

Signed this _____ day
of _____, 2009.

SENATE BILL NO. 331

INTRODUCED BY BALYEAT, BALES, BARKUS, DE. BARRETT, BRENDEN, R. BROWN, T. BROWN,
CURTISS, ERICKSON, ESSMANN, GEBHARDT, HAMLETT, HINKLE, JACKSON, JENT, LASLOVICH,
LEWIS, MCGEE, PERRY, STEINBEISSER, J. TROPILA, WANZENRIED, WINDY BOY, ZINKE, CAMPBELL,
EBINGER, PHILLIPS

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